

ORDINANCE NO. 32-04

AN ORDINANCE TO VACATE A PORTION OF AN ALLEY CHAUNCEY AVENUE TO SALISBURY STREET (William M. Fleischhauer)

WHEREAS, William M. Fleischhauer is the petitioner for a planned development rezoning known as Chauncey Square, located at 121 N. Salisbury Street, West Lafayette, Indiana; and

WHEREAS, William M. Fleischhauer is replatting the existing lots and part of the alley into one lot for the purpose of constructing a building across the alley; and

WHEREAS, William M. Fleischhauer filed a petition to vacate a portion of the 12 foot wide alley between Chauncey Avenue and Salisbury Street that runs parallel with Columbia Street and South Street for the purpose of developing the Chauncey Square Planned Development;

WHEREAS, William M. Fleischhauer has complied with the provisions of INDIANA CODE 36-7-3.

THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF WEST LAFAYETTE, INDIANA, THAT:

Section 1. The following described alley between Chauncey Avenue and Salisbury Street is hereby vacated:

That portion of the alley running east and west between Chauncey Avenue and Salisbury Street that lies along a line from the northwestern corner of Lot 20 to the northeastern corner of Lot 23 in the Plat of Kingston.

Section 2. This ordinance shall be in full force and effect from and after its passage and signing by the Mayor and notice, as provided by law.

PASSED AND PROVIDED BY THE COMMON COUNCIL OF THE CITY OF WEST LAFAYETTE, INDIANA ON _____, 2004.

Presiding Officer

Clerk Treasurer

CONSENT TO ALLEY VACATION

TO: Common Council for the City of West Lafayette
FROM: First United Methodist Church of West Lafayette
RE: Petition for Alley Vacation
Between Chauncey Avenue and Salisbury Street

This document is being signed to show support and concurrence for the petition filed by William M. Fleischhauer to vacate the twelve foot (12') alley that runs east-west along the northern side of our property located at 102 N. Chauncey Avenue.

First United Methodist Church of West Lafayette

By:

Richard Frank
(Signature)

By:

Richard Frank
(Printed Name)

Title:

Trustee FUMC

Date:

22 Jul 07



Paul J. Coutts, P.E. & L.S.



Civil Engineers



Land Surveyors



July 22, 2004

Judith C. Rhodes
Clerk-Treasurer
609 W. Navajo Street
West Lafayette, IN 47906

RE: Petition for Alley Vacation
Between Chauncey Avenue and Salisbury Street (the alley)
Parallel to Columbia Street and South Street (the block)

Dear Judy,

On behalf of my client, William M. Fleischhauer, I would like to petition the Common Council for the City of West Lafayette to vacate a portion of the twelve-foot (12') alley that runs east-west between Chauncey Avenue and Salisbury Street and lies between Columbia Street and South Street.

Accompanying this letter are the following items:

1. A copy of a consent by the First United Methodist Church of West Lafayette, the owner of the land south of the alley being vacated.
2. A copy of a plat of the block showing that portion of the alley being vacated.
3. Fifteen (15) copies of the ordinance for the proposed vacation.
4. A list of abutting owners.
5. Waiver of Hearing within 30 days.

Thank you for your help and assistance in this matter.

Sincerely,

A handwritten signature in cursive script that reads 'Paul J. Coutts'.

Paul J. Coutts

cc: William M. Fleischhauer

List of Abutting Owners
William M. Fleischhauer Alley Vacation
Between Chauncey Avenue and Salisbury Street
Parallel to Columbia Street and South Street
Chauncey Square Planned Development

Current Owner:

Key Number:

First United Methodist Church of West Lafayette
102 N. Chauncey Avenue
West Lafayette, IN 47906

164-02600-0226

William M. Fleischhauer
121 N. Salisbury Street
West Lafayette, IN 47906

164-02600-0281

B and L, LLC
121 N. Salisbury Street
West Lafayette, IN 47906

164-02600-0325

164-02600-0336

CITY OF WEST LAFAYETTE

WAIVER OF HEARING WITHIN 30 DAYS

I, William M. Fleischhauer, the petitioner, hereby waive my right under Indiana Code Section 36-7-3-12 to a hearing within 30 days of the filing of my petition to vacate a portion of an alley and agree that the West Lafayette Common Council may hold such hearing at its next regularly scheduled meeting on September 7, 2004.

Dated: 7/22/04

Petitioner:

A handwritten signature in black ink, appearing to read 'W. Fleischhauer', is written over a horizontal line.

William M. Fleischhauer